

REGULAR SESSION RUSH COUNTY BOARD OF COMMISSIONERS MAY 21, 2012

The Rush County Board of Commissioners met in regular session, Monday, May 21, 2012 with Commissioners, Tom Barnes, Marvin Cole, Ken Masters, Deborah Adams, Auditor, and Leigh Morning, County Attorney in attendance.

Commissioner Tom Barnes called the meeting to order, Marvin Cole made the motion to approve the minutes of the May 7 2012 meeting as presented. Ken Masters seconded the motion. Motion carried.

SURVEYOR

Ken Masters made the motion to sign the loan modification documents for the Blount Fletcher reconstruction loan. Marvin Cole seconded the motion. Motion carried. The loan has been modified to \$32,205.15 and is 2.99% interest.

COUNTY EXTENSION

Kristi Amos, Co Extension Coordinator provided an update educating county third grade students on savings and spending of money.

SHERIFF

Jeff Sherwood, Sheriff, reported thirty-nine (39) inmates incarcerated in the Rush County Jail. Sherwood reported that the annual jail inspection is scheduled for Thursday June 24, 2012. Commissioner Ken Masters will attend the inspection.

EMA

EMA Advisory board meeting is scheduled for May 21 in the Assembly room. The meeting will begin at 3:00

FIBER BOARD

A fiber board meeting is scheduled to begin at 4:00 on May 21, 2012

HIGHWAY

Jerry Sitton, Highway Superintendent, provided an update of the Gings Road project. Ken Masters made the motion to approve the ROW Deed back to Bunge. Marvin Cole seconded the motion. Motion carried.

ADA (AMERICAN DISABILITY ACT)

Jerry Sitton provided an update of the ADA committee meeting. Sitton reported that Kate Singleton volunteered to be the ADA Compliance Officer. Ken Masters made the motion to approve Kate Singleton as the ADA Compliance Officer. Marvin Cole seconded the motion. Motion carried.

Ken Masters made the motion to approve Ordinance 2012-6 An Ordinance adopting a Grievance procedure under Section 504 of the Americans with Disabilities Act. Marvin Cole seconded the motion. Motion carried.

ORDINANCE 2012- 6

AN ORDINANCE ADOPTING A GRIEVANCE PROCEDURE UNDER SECTION 504 OF THE
AMERICANS WITH DISABILITIES ACT

WHEREAS, the Americans with Disabilities Act requires state and local governments to adopt a grievance procedure for the filing of complaints; and

WHEREAS, Rush County, Indiana, has formulated a grievance procedure and a grievance form.

NOW, THEREFORE, BE IT ORDAINED by the Board of Commissioners of Rush County, Indiana:

1. In compliance with Section 504 of the Americans with Disabilities Act, the procedure attached hereto as Attachment A is hereby adopted as the Grievance Procedure and Nondiscrimination Policy.

2. In compliance with Section 504 of the Americans with Disabilities Act, the form attached hereto as Attachment B is hereby adopted as the Grievance Form to be used by those filing a complaint under the Americans with Disabilities Act.

3. Persons may still file a complaint with the Office of Civil Rights, Region V, U.S. Department of Human Services.

Adopted this 21st day of May, 2012.

/s/ Thomas H. Barnes

Thomas H. Barnes

/s/ Marvin L. Cole

Marvin L. Cole

/s/ Ken Masters

Ken Masters

ATTEST: /s/ Deborah C. Adams

Deborah C. Adams

Jerry Sitton informed the commissioners that R.W. Armstrong is working with the county regarding doing the inventory.

INSURANCE

Jerry Sitton, Employee Health Insurance Chairman, supplied Amendment #5 to the plan document and summary plan description for the county employees. Sitton noted that this will cover any employee with variable hours. Ken Masters made the motion to approve and sign Amendment Number #5. Marvin Cole seconded the motion. Motion carried.

Sitton also noted that due to claims the county employees are looking at a 10% increase. The committee is also looking to review Wellness.

AREA PLAN

Bill Todd informed the commissioners that he tendered his formal resignation letter effective May 12, 2012.

ADA

Bill Todd brought to the commissioner's attention the abandoned former feed mill property mill property in Sexton. Todd asked the commissioners if they were still interested in going forward with the allowing of the tearing down for salvage. The commissioners only requested proof of insurance liability. Ken Masters will contact the individual who lives in the Sexton area to see if he is interested in the tearing down of the property.

AUDITOR

Deborah Adams, Auditor, received approval of payroll for the pay period ending May 25, 2012 on a motion by Marvin Cole. Ken Masters seconded the motion. Motion carried.

Bi-Weekly claims submitted May 15, 2012 were approved on a motion by Marvin Cole. Ken Masters seconded the motion. Motion carried.

The monthly Treasurer's report was reviewed by the commissioners. Adams reported that her office is in the midst of preparing the distributions of spring tax collections that was certified by the treasurer.

Adams reported that a letter has been received from the Rush County Ag Association requesting that the commissioners give consideration to return their decreased budgeted appropriation amount of \$2,800.00 up to \$3,500.00 for the 2013 budget year. The commissioners noted that they did find it necessary to make certain reductions and they would look at it within the coming month.

Adams also informed the commissioners that a letter has been received from Raleigh Fire Department requesting that their ambulance contract dollar amount remain at the same level as it has for the past two years \$48,000.00

EMS

Run reports received from Raleigh Fire Department, Rush Memorial Ambulance Service, and Anderson Twp. Volunteer Fire Department was reviewed.

COURTHOUSE MAINTENANCE

At 9:30 Bids were received and opened for the 2012/2013 Preventive Maintenance Contract. Two bids were received to be opened.

- Quality Plumbing & Heating \$4,770.00 annually
- Turnkey Mechanical & Electrical \$2,400.00 per year (2 year contract)

Ken Masters made the motion to accept the bid of Turnkey Mechanical & Electrical. Marvin Cole seconded the motion. Motion carried.

COMMON CONSTRUCTION WAGE BOARD

County Attorney Leigh Morning informed the commissioners that the Rush County Schools are bidding a light project. The commissioners need to appoint an individual to the Common construction Wage Board. Ken Masters made the motion to appoint Marc Houston. Marvin Cole seconded the motion. Motion carried.

PERSONNEL POLICY

The General Assembly has made changes regarding nepotism that is effective July 1, (I.C. 36-1-20.2). Leigh Morning informed the commissioners that this has been provided in Ordinance 2012-7 for their approval. Ken Masters made the motion to approve Ordinance 2012-7. Marvin Cole seconded the motion.

ORDINANCE NO. 2012- 7

RUSH COUNTY BOARD OF COMMISSIONERS

AN ORDINANCE AMENDING THE COUNTY OF RUSH, INDIANA PERSONNEL POLICIES HANDBOOK

WHEREAS the County of Rush, Indiana is an Equal Opportunity Employer, and

WHEREAS it is the intent of Rush County, Indiana to comply with applicable federal and State of Indiana employment laws and regulations,

WHEREAS the County of Rush, Indiana provides Rush County employees with information about established terms and conditions of employment and employee benefits, and

WHEREAS it is necessary to amend the County Personnel Policy from time-to-time.

NOW, THEREFORE BE IT ORDAINED AND ESTABLISHED BY THE COUNTY OF RUSH, INDIANA BOARD OF COMMISSIONERS THAT:

The County of Rush, Indiana Personnel Policies Handbook adopted on November 9, 2009 is amended this 21st day of May, 2012 as specified in the attached section regarding Nepotism, Elective Officers and County Employment Restricted, and Contracting with the County. The attached section and replacement page(s) are hereby adopted and shall be in full force and effect on and after adoption; and shall supersede existing oral or written personnel policies and procedures.

**BOARD OF COMMISSIONERS
RUSH COUNTY, INDIANA**

/s/ Thomas H. Barnes
Thomas Barnes

ATTEST:

/s/ Marvin L. Cole
Marvin Cole

/s/ Deborah C. Adams
Deborah Adams, Auditor

/s/ Ken Masters
Kenny Masters

Deborah Adams noted that the newly adopted policy will be attached to each employee paycheck dated May 25, 2012.

RMS AMBULANCE

Leigh Morning provided the commissioners with the County Council approved Rush Memorial Hospital Ambulance contract.

Morning explained that the contract had been reduced by \$86,000.00. Morning also noted that the Rush Memorial Hospital board will meet that evening and has yet to approve the ambulance contract. Whatever the decision, they do not take it lightly.

Ken Masters made the motion to approve the reduced contract in the amount of \$364,000.00. Marvin Cole seconded the motion. Motion carried.

RUSHVILLE FIRE DEPT. EMS PROPOSAL

Mayor Mike Pavey provided a power point presentation of the Rushville Fire Department EMS proposal to the commissioners and those present.

Commissioner Tom Barnes stated that he was glad to see them step forward, since a lot has been put on the commissioner's backs regarding previous ambulance providers. Barnes continued to state that the county is at a crossroads to afford what we can do. The commissioners will do what is best for Rush County.

MISC.

John Saxon questioned the number of CAFO's limited in Rush County. Bill Todd responded that there is no maximum limit if they can meet the criteria.

John Saxon questioned if the land must be owned or leased by the individual with the CAFO for manure to be spread. Leigh Morning responded that yes, this is a DNR requirement. Bill Todd referred Saxon to contact IDEM for further information.

Motion to adjourn was received from Marvin Cole. Ken Masters seconded the motion. Motion carried.

<u>/s/Tom Barnes</u>	<u>/s/Marvin Cole</u>	<u>/s/Ken Masters</u>
Tom Barnes, Chairman	Marvin Cole	Ken Masters

ATTEST:

/s/Deborah C. Adams
Deborah C. Adams, Auditor